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**FACSIMILE TRANSMITTAL SHEET AND  
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****FAX RECEIVED****TO: Victor S. Chang - United States Patent and Trademark Office**

Fax No. (703) 872-9310

Phone No. (703) 605-4296

**JUL 03 2003****TC 1700**

*I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on July 2, 2003, to the above-identified facsimile number.*

 (Signature)**FROM: Stephen T. Murphy** (Typed or printed name of person signing Certificate)

Fax No. (513) 634-3612

Phone No. (513) 634-4268

Listed below are the item(s) being submitted with this Certificate of Transmission:\*\*

Number of Pages Including this Page: 7

- 1) Response to Examiner Request (2 pgs.)
- 2) Terminal Disclaimer (orig. & copy)
- 3)
- 4)
- 5)

Inventor(s): Peter W. Hamilton et al.

S.N.: 09/715,586

Filed: November 17, 2000

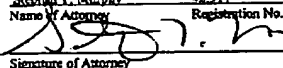
Case: 5922R2C

Comments:

**\*\*Note:** Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

I hereby certify that this correspondence for Application Serial No. 09/715,586 is being facsimile transmitted to The Commissioner for Patents at The U.S. Patent and Trademark Office via fax number (703) 872-9310 on:

2 July 2003

Stephen T. Murphy 42,917  
Name of Attorney Registration No.  
  
Signature of Attorney

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Case 5922R2C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: :  
**PETER W. HAMILTON, ET AL.** : Confirmation No.: 5737  
Serial No.: 09/715,586 : Group Art Unit: 1771  
Filed: November 17, 2000 : Examiner: Victor S. Chang  
For: IMPROVED STORAGE WRAP MATERIAL

RESPONSE TO EXAMINER REQUEST

Commissioner for Patents  
P.O. Box 1450  
Alexandra, VA 22313-1450

Dear Sir:

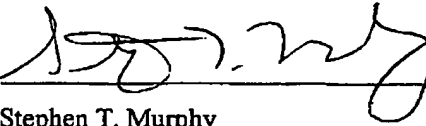
In response to a telephone discussion with the Examiner on or about June 20, 2003, Applicants hereby submit a replacement Terminal Disclaimer in the above-identified application.

In the Examiner's Office Action of January 29, 2003, the Examiner presented a rejection of the claims of the above-identified application under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-5, 716, 18 and 24 of U.S. Patent No. 6,194,062. In response to this rejection, the Assignee of the application submitted a Terminal Disclaimer related to U.S. 6,194,062 to the Examiner on May 28, 2003. On or about June 20, 2003, the Examiner telephoned Applicants' attorney requesting a new terminal disclaimer which also disclaims rights over co-pending U.S. Patent Application 09/716,740. The Examiner has never rejected the claims of the present application for double patenting over co-pending U.S. Patent Application 09/716,740.

However, in order to expedite prosecution of the present application, a new Terminal Disclaimer is submitted herewith, as related to both U.S. 6,194,062 and U.S. Patent Application 09/716,740. Assignees request that this Terminal Disclaimer be entered in the above-identified application without the charging of an additional fee for entering the Terminal Disclaimer since the Examiner failed to provide all of the double patenting rejections in his January 29, 2003 Office Action.

Respectfully submitted,

**FOR: PETER W. HAMILTON, ET AL.**

By: 

Stephen T. Murphy  
Attorney for Applicant(s)  
Registration No. 42,917  
(513) 634-4268

Date: 2 July 2003  
Customer # 27752

I hereby certify that this correspondence for Application Serial No. 09/715,586 is being facsimile transmitted to The Commissioner for Patents at The U.S. Patent and Trademark Office via fax number (703) 872-9310 on:

2 July 2003  
 Stephen T. Murphy 42,917  
 Name of Attorney Registration No.  
 Signature of Attorney

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P&G Case 5922R2C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: :  
**PETER W. HAMILTON, ET AL.** : Confirmation No.: 5737  
 Serial No.: 09/715,586 : Group Art Unit: 1771  
 Filed: November 17, 2000 : Examiner: Victor S. Chang

**FAX RECEIVED**

For: **IMPROVED STORAGE WRAP MATERIAL**

**JUL 03 2003**

**TERMINAL DISCLAIMER**

**TC 1700**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Petitioner, The Procter & Gamble Company, is the owner of the entire right, title and interest in the above-identified application (the assignment recorded on December 9, 1996 at reel 8264, frame 463). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as presently shortened by any terminal disclaimer, of prior Patent No. 6,194,062, issued February 27, 2001 (the assignment recorded on December 9, 1996 at reel 8264, frame 463) or by any terminal disclaimer filed prior to the grant of any patent granted on the following pending applications:

Application Number 09/716,740, filed on November 20, 2000 (the assignment recorded on December 9, 1996 at reel 8264, frame 463).

The evidentiary documents for the assignments have been reviewed, and petitioner certifies that to the best of petitioner's knowledge and belief, title is in the assignee to take this action. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and any patent granted on the above-referenced patent or applications are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent

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has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Authorization is given to charge Deposit Account No. 16-2480 for the fee required under 37 CFR §1.20 (d) for submission of this Terminal Disclaimer. A duplicate copy of this correspondence is enclosed to facilitate charging of the fee.

Respectfully submitted,

**FOR: PETER W. HAMILTON, ET AL.**

By 

Stephen T. Murphy  
Attorney for Applicants  
Registration No. 42,917  
(513) 634-4268

Date: 2 July 2003

Customer No. 27752

(Tmpdisc.doc)  
(Last revised 12/7/01)